

Amendment No. 5 to HB3046

**Kernell
Signature of Sponsor**

AMEND Senate Bill No. 3110

House Bill No. 3046*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

By adding the following as a new section to precede the effective date section:

SECTION ____.

(a) It is the intent of the general assembly that persons subject to an income tax pursuant to SB 2646 / HB 2957, as amended, of the 102nd General Assembly shall have the privilege, right and authority to choose whether to be subject to the provisions of SB 2646 / HB 2957 of the 102nd General Assembly or to pay the increase in taxes imposed by this act. A person who chooses to pay a tax on such person's income pursuant to SB 2646/ HB 2957 of the 102nd General Assembly shall receive a certificate from the department of revenue and, upon presentation of such certificate, shall be exempt from all state sales taxes upon certain foods and articles of clothing as provided in such act. In addition, upon presentation of such certificate, a person shall be exempt from all increases in taxes imposed by this act.

(b) The department of revenue shall promulgate rules and regulations pursuant to title 4, chapter 5, to effectuate the provisions of this act.

(c) Notwithstanding any provision of this act to the contrary, this section shall take effect January 1, 2003, the public welfare requiring it.